



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 7, 2001

Eilene M. ("Dodee") Black  
President and Chief Operating Officer  
Atlantic List Company, Inc.  
2425 Wilson Blvd., Suite 500  
Arlington, VA 22201

RE: MUR 5184

Dear Ms. Black:

On March 26, 2001, the Federal Election Commission notified Hugh C. Cregger, Jr., Registered Agent, of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against Atlantic List Company, Inc. See attached narrative. Accordingly, the Commission closed its file in this matter on July 31, 2001.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 694-1650.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jeff S. Jordan".

Jeff S. Jordan  
Supervisory Attorney  
Central Enforcement Docket

Attachment:  
Narrative

21-044-405-1859

MUR 5184  
ATLANTIC LIST COMPANY, INC.

The Complainant, McCain 2000, Inc., alleges that several "unique" individuals who contributed to McCain 2000 Inc., received fundraising letters from the Republican National Committee ("RNC") and The Ayn Rand Institute ("Ayn Rand"). Therefore, the complainant asserts that Atlantic List Company ("Atlantic List") assembled its lists from the McCain 2000 reports and sold the lists for commercial purposes.

In its response to the complaint, the RNC indicated that it received the names from the Country Club Republicans and Great American Donor File list.

Ayn Rand responded that its list was compiled by the Republican Businessman Who Donate.

Atlantic List responded by submitting a copy of the letter it sent to the complainant in response to the complaint. Atlantic List stated in its letter to the complainant that because they were not provided with the specific names of the "unique" individuals who contributed they could not ascertain if and how the names appeared on their files. Atlantic List denied ever knowingly acquiring, maintaining, or leasing donors' records to other marketers that contained data previously submitted to the Federal Election Commission. Atlantic List further explained that it had received and processed orders on behalf of McCain 2000 from April 2000 through February 2001. Some orders were from the Great American Donor file, and specifically from Country Club Republicans or Republican Businessman Who Contribute. Atlantic List suggested that some of the contributors in question might have donated to Senator McCain's efforts in response to receiving one of the Atlantic List mailings.

This matter is less significant relative to other matters pending before the Commission.

21-04-405-1860